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60,469-054  
OT-4986

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Baranda, et al.  
Serial No.: 10/010,937  
Filed: 11/13/2001  
Group Art Unit: 3682  
Examiner: Charles, Marcus  
For: ELEVATOR BELT ASSEMBLY WITH NOISE  
AND VIBRATION REDUCING GROOVELESS  
JACKET ARRANGEMENT

RESPONSE

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is responsive to the office action mailed December 31, 2007. Applicants respectfully request reconsideration of this application.

There is no *prima facie* case of obviousness against any of Applicant's claims. There are several independently dispositive reasons why the Examiner's proposed combinations are not adequate for establishing a *prima facie* case of obviousness. Applicant addresses each of those with regard to each of the rejections as follows.

The rejection of claims 1, 3-4, 9, 15-16, 20, 24, 28-37, 40 and 42 under 35 U.S.C. §103 based upon the proposed combination of the Baranda and Kilborn, et al. references must be withdrawn.

The Baranda and Kilborn, et al. references cannot be combined as proposed by the Examiner. There is no *prima facie* case of obviousness because the proposed combination cannot be made.